

Maple Grove City Council

DRAFT Meeting minutes

August 21, 2023

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Call to order

Pursuant to call and notice thereof, a regular meeting of the Maple Grove City Council was held at 7:30 p.m. on August 21, 2023 at the Maple Grove Government Center/Public Safety Facility, Hennepin County, Minnesota. Members present were Mayor Mark Steffenson and Councilmembers Judy Hanson, Kristy Barnett, Kristy Janigo and Rachelle Johnson. Absent was none. Present also were Heidi Nelson, City Administrator; Joe Hogeboom, Community and Economic Development Director; - Ken Ashfeld, Public Works Director/City Engineer; Jupe Hale, Assistant City Engineer; Eric Werner, Police Chief; and Justin Templin, City Attorney.

Mayor Steffenson called the meeting to order at 7:30 p.m. and led the city in the Pledge of Allegiance.

Additions or deletions to the agenda

Mayor Steffenson asked if there were any additions and/or deletions to the consent agenda to which Heidi Nelson stated the following:

Item amended to the agenda

None

Item removed from the agenda

7B. 9567 Nathan Lane North – Minnesota Assistance Council for Veterans Home

Item added to the agenda

None

Item removed from the consent agenda for discussion

None

Consent items

The following consent items were presented for Council's approval:

MINUTES

- A. Regular meeting – August 7, 2023
- B. Work session meeting – August 7, 2023

HUMAN RESOURCES ITEMS

No items to present.

COMMUNITY & ECONOMIC DEVELOPMENT ITEMS

- C. Variance 6419 Hemlock Lane North - Resolution No. 23-126

Motion to adopt Resolution No. 23-126 approving 6419 Hemlock Lane North variance.

ENGINEERING ITEMS

- D. Arbor Lakes Business Park 5th Addition Project No. 23-11.2 Resolution No. 23-132

Motion to adopt Resolution No. 23-132 approving developer's agreement for Arbor Lakes Business Park 5th Addition and agreement to reapportion certain special assessments subject to final review by the city attorney and director of public works.

- E. Fire Station 1 Roof Replacement Project No. 23-17 accept bids Resolution No. 23-131

Motion to adopt Resolution No. 23-131 accepting bids for the Fire Station 1 Roof Replacement Project No. 23-17.

- F. Garland Lane Flood Protection and Drainage Improvement Project No. 22-16 final acceptance

Motion to approve the final acceptance and payment of Garland Lane Flood Protection and Drainage Improvement

Project No. 22-16 completed by Sunram Construction, Inc. subject to the warranty provisions of the contract and statutory law.

G. Sureties - 08-21-23

Motion to approve the surety actions.

ADMINISTRATIVE ITEMS

H. 2023 wildlife management plan

Motion to approve the 2023 wildlife management plan.

I. Amendment No. 1 with Egan Company for transit station drain pipe replacement

Motion to authorize the mayor and city administrator to execute Amendment No. 1 with Egan Company for the Maple Grove Transit Station drain pipe replacement project that amends the project cost from \$167,291.30 to \$179,086.93.

J. Call for sale of road issuance for the 2023 street rehabilitation projects - Resolution No. 13-124

Motion to adopt Resolution No. 23-124 calling for the sale of road reconstruction bonds in the par amount of \$6,960,000.

K. Lower potency cannabinoid products license for Down in the Valley

Motion to approve a lower potency cannabinoid products license for Down in the Valley, Inc. dba Down in the Valley, 13633 Grove Drive, Maple Grove, Minnesota for the period of 18 months or until retailers selling lower potency cannabinoid products are required to obtain a license from the State of Minnesota, whichever occurs first. The establishment is subject to compliance with all licensing requirements as outlined in section 10-37 of the Maple Grove City Code.

L. Lower potency cannabinoid products license for Maple Grove Tobacco

Motion to approve a lower potency cannabinoid products license for Maple Grove Tobacco, LLC dba Maple Grove Tobacco, 13316 Bass Lake Road Maple Grove, Minnesota for the period of 18 months or until retailers selling lower potency cannabinoid products are required to obtain a license from the State of Minnesota, whichever occurs first. The establishment is subject to compliance with all licensing requirements as outlined in section 10-37 of the Maple Grove City Code.

M. Maple Grove Lions application to conduct off-site gambling - Resolution No. 23-128

Motion to adopt Resolution No. 23-128 approving the LG230 application to conduct off-site gambling for the Maple Grove Lions.

N. Premises permit application for a pull tabs, bingo, tipboards, and paddlewheel operation at Pints and Paddle - Resolution No. 23-129

Motion to adopt Resolution No. 23-129 approving a premises permit application for Maple Grove Lions to conduct a pull tabs, bingo, tipboards, and paddlewheel operation at Pints and Paddle, 15450 Grove Circle N, Maple Grove, MN 55369.

O. Tuition reimbursement request - Officer Courtney Struffert

Motion to approve tuition reimbursement for Master of Social Work Management program at University of Central Florida for Officer Courtney Struffert.

P. Approve claims

Motion to approve claims totaling \$ 3,951,169.79.

Motion by Councilmember Hanson, seconded by Councilmember Barnett, to approve the consent items as presented. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Consideration of

None

**items pulled from
the agenda**

Special business

Open forum

Jim Penaz, 9526 Orleans Lane North, introduced himself to the Council noting he has lived in his Maple Grove neighborhood for the last 45 years. He explained it has come to his understanding that the city would be donating a piece of property (located at 9567 Nathan Lane) to a veterans organization that would serve as transitional housing for homeless veterans. He expressed concern with the fact the neighbors were not given any information regarding this project. He stated he was not against veterans, helping veterans, or the homeless. However, he did have questions that needed to be answered about who would be living in this home. He asked that the veterans organization that would be building this home reach out to the neighbors in order to hold a neighborhood meeting.

Karen Whiley, 9553 Nathan Lane, stated the neighbors have not received any information regarding the proposed home that would be built on the Nathan Lane property. She explained it would be nice to know more about the type of home that would be built as well as further information about the veterans organization.

Councilmember Janigo reported MACV was very good at community engagement and she anticipated they would be happy to do this when the time is right. She stated she has been hoping a MACV home would come into the community for quite some time. She discussed how the mission and scope of MACV has evolved and noted they were on a mission to end homelessness for veterans in Minnesota, focusing in Hennepin and Ramsey County's. She explained MACV received \$7.8 million from the state legislature in order to continue their work with veterans. She discussed how the suburbs had a responsibility to help the heroes that were in need.

**Oath of office for
assistant city
prosecutor**

City Administrator Nelson reported Marquelle Theis was appointed to the position of assistant city prosecutor effective August 16, 2023. She discussed Marquelle's educational background and work history in further detail with the Council.

Mayor Steffenson administered the oath of office to Assistant City Prosecutor Marquelle Theis and welcomed her to the City of Maple Grove. A round of applause was offered by all in attendance.

**Police officer
oaths of office**

Police Chief Werner introduced the department's two newly hired officers Aidan Sinouthasy and Joseph Vogl to the City Council.

Mayor Steffenson administered the oath of office to Officer Sinouthasy and Officer Vogl. Badges were pinned on and a round of applause was offered by all in attendance.

**International
Overdose
Awareness Day -
August 31, 2023**

City Administrator Nelson commented on a proclamation declaring August 31, 2023 to be International Overdose Awareness Day in the City of Maple Grove. It was noted Town Green would be lit purple on Thursday, August 31 in recognition of International Overdose Awareness Day.

Councilmember Barnett noted Monday, August 21 was National Fentanyl Prevention and Awareness Day. She explained fentanyl has become one of the most common drugs that was killing children. She noted every five minutes an American dies from a fentanyl overdose. She urged parents to talk to their children about the harms of fentanyl and encouraged residents to also get trained in the use of Narcan.

Councilmember Janigo reported nasal Narcan was available from the Hennepin County Sheriff's Department after completing a class and she encouraged those struggling with addiction to seek help.

Motion by Councilmember Barnett, seconded by Councilmember Janigo, to approve proclaim August 31, 2023, as International Overdose Awareness Day in the City of Maple Grove. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

**Wright-Hennepin
Cooperative
Electric
Association
presentation**

Annette Brechon Kuyper, Community Relations & Benefits Electrification Director at Wright-Hennepin Cooperative Electric Association, provided the Council with a presentation, noting Wright-Hennepin was the fourth largest cooperative in Minnesota that was member owned. She reported the

cooperative provides service to more than 59,000 consumers in northwest Hennepin and Wright Counties. She spoke to the Council how electric vehicles were impacting the electric grid and invited the Council to attend the Electric Vehicle Ride and Drive event.

Public hearings

Public hearing

Minnesota Science and Technology Center Project No. 23-18

Resolution No. 23-130

Assistant City Engineer Hale explained Council previously received the feasibility report for Minnesota Science and Technology Center Project No. 23-18. The cost of the improvements benefitting this development is estimated to be \$6,274,938. The current proposed benefit to be assessed is \$5,879,938. Those costs, together with area trunk assessments of \$2,614,600 and previously-constructed benefitting improvements of \$1,100,000 result in a proposed total assessment of \$9,594,538. Staff commented further on the infrastructure improvements that would be completed in the project area. It is recommended that Council adopt the resolution ordering Minnesota Science and Technology Center Project No. 23-18, ordering plans and specifications, and approving developer's agreement subject to final review by the city attorney and director of public works.

Motion by Councilmember Janigo, seconded by Councilmember Hanson, to open the public hearing. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Mayor Steffenson opened the public hearing at 8:10 p.m. and asked if anyone would like to address this issue.

No public testimony was offered.

Motion by Councilmember Barnett, seconded by Councilmember Hanson, to close the public hearing at 7:11 p.m. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Motion by Councilmember Hanson, seconded by Councilmember Johnson, to adopt Resolution No. 23-130 ordering Minnesota Science and Technology Center Project No. 23-18, ordering plans and specifications, and approving

developer's agreement, subject to final review by the city attorney and director of public works. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Public hearing

**Easement
Vacation No. 23-
05**

**Resolution No.
23-125**

Assistant City Engineer Hale explained the applicant desires to have drainage and utility easements, public street easements, and right of way vacated. Language in the resolution states the vacation should not become effective until a final plat that includes the property that is part of this vacation is recorded and the concerns of companies, if any, regarding the existing facilities are resolved. The Minnesota Science and Technology Center plat is associated with the property being vacated and establishes new easements and right of way. Wright Hennepin Electric and Lumen have facilities located in the area and object to the proposed vacations. These issues will have to be resolved before the vacation is recorded. Following the opening and closing of the public hearing, it is recommended that Council adopt the resolution vacating said easements and right of way.

Motion by Councilmember Barnett, seconded by Councilmember Johnson, to open the public hearing. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Mayor Steffenson opened the public hearing at 8:13 p.m. and asked if anyone would like to address this issue.

No public testimony was offered.

Motion by Councilmember Johnson, seconded by Councilmember Barnett, to close the public hearing at 8:13 p.m. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Motion by Councilmember Barnett, seconded by Councilmember Hanson, to adopt Resolution No. 23-125 vacating certain easements located in the City of Maple Grove, County of Hennepin, State of Minnesota. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

**Public hearing for
on-sale wine and
3.2 percent malt
liquor license for
Akame Sushi MG
Inc. dba Akame
Sushi**

City Administrator Nelson explained Akame Sushi has had a change in ownership for their business and the new owners were requesting an on-sale wine and 3.2 percent malt liquor license which requires a public hearing. She reported all necessary paperwork and fees have been submitted to the city and staff recommended approval of the request.

Jianbin Ou, Akame Sushi representative, introduced himself to the Council and discussed the plans for the new sushi restaurant.

Mayor Steffenson encouraged this restaurant to properly train their employees when it comes to the sale of beer and wine at their establishment. He explained the city would be conducting compliance checks several times throughout the year to ensure minors are not served.

Motion by Councilmember Barnett, seconded by Councilmember Janigo, to open the public hearing. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Mayor Steffenson opened the public hearing at 8:16 p.m. and asked if anyone would like to address this issue.

No public testimony was offered.

Motion by Councilmember Johnson, seconded by Councilmember Barnett, to close the public hearing at 8:16 p.m. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Motion by Councilmember Janigo, seconded by Councilmember Barnett, to approve the on-sale wine and 3.2% malt liquor license for Akame Sushi MG Inc. dba Akame Sushi, 13751 Grove Drive, Maple Grove, Minnesota, subject to compliance with liquor licensing requirements in Chapter 4, Article I of the City Code, with said license to expire June 30, 2024. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

**Community and
economic**

**development
items**

**Minnesota
Science and
Technology
Center Project
Black Bear
planned unit
development
stage plan,
rezoning,
preliminary plat,
final plat**

Community and Economic Development Director Hogeboom explained the applicant is requesting planned unit development (PUD) stage plan, preliminary and final plat approval for a 400,000 square foot, three-story, office/lab building with the potential of a 150,000 square foot addition on approximately 37 acres of land adjacent to I-94/I-694. The site is in the Gravel Mining Area (GMA) South Master Plan area and is identified for multi-story office buildings. Staff commented further on the proposed plans for the site and reported the Planning Commission recommended approval of the request.

Dan Mueller, Ryan Companies, thanked the Council for their continued support for this project. He stated he was looking forward to taking the next step for this project.

Councilmember Janigo asked if this building would qualify for LEED certification. Mr. Mueller stated this building would and noted his target was platinum.

Councilmember Janigo commended Ryan Companies for their strong leadership and commitment to the environment that would be pursued on this property. She stated she was excited that this med tech building would be the face of Maple Grove along I-94/I-694.

Motion by Councilmember Janigo, seconded by Councilmember Barnett, to adopt Ordinance No. 23-16 approving the rezoning from FF, Freeway Frontage to PUD, Planned Unit Development. Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

Motion by Councilmember Janigo, seconded by Councilmember Barnett, to adopt Resolution No. 23-127 and a planned unit development agreement approving the Minnesota Science and Technology Center – Project Black Bear planned unit development stage plan, rezoning, preliminary plat and final plat.

The applicant shall acknowledge that park dedication requirements are based on staff review and recommendation to the Park and Recreation Board and their subsequent board action. Board meetings are held on the third Thursday of each month.

Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

**9567 Nathan
Lane North -
Minnesota
Assistance
Council for
Veterans Home**

This item was removed from the agenda and would be placed on a future Council work session agenda.

**Appaloosa
Woods 10th
Addition short
plat**

Community and Economic Development Director Hogeboom explained the applicant is requesting a short plat to divide an existing property into two lots. The existing property is 65,397 square feet in size. The two new lots will be 31,564 square feet and 33,918 square feet in size. The site is zoned R1 and the minimum lot size is 20,000 square feet so both new lots exceed the minimum. An existing home on Lot 1 will stay as part of this proposal. Other than some minor comments in the staff memorandums, staff has no issues with the proposal.

Motion by Councilmember Hanson, seconded by Mayor Steffenson, to direct the city attorney to draft a resolution approving the Appaloosa Woods 10th Addition short plat subject to:

- 1. The applicant addressing to the satisfaction of the city any remaining applicable comments contained in the memorandums from:**
 - a. The Community & Economic Development Department dated July 13, 2023**
 - b. The Engineering Department dated July 21, 2023**
 - c. The Parks & Recreation Department dated July 20, 2023**

The applicant shall acknowledge that park dedication requirements are based on staff review and recommendation to the Park and Recreation Board and their subsequent board

action. Board meetings are held on the third Thursday of each month.

Upon call of the motion by Mayor Steffenson, there were five ayes and no nays. Motion carried.

**Report on
upcoming
community and
economic
development
items**

Community and Economic Development Director Hogeboom updated the Council regarding the following:

- The Planning Commission would be meeting next on Monday, September 11.
- Pints & Paddle would be having a soft opening next week and would be holding a grand opening on Thursday, September 7 at 3 p.m.

**Engineering-
public works
items**

**Report on
upcoming
engineering
items**

Director of Public Works/City Engineer Ashfeld updated the Council regarding the following:

- It was noted most of the city's seasonal workers were heading back to school, which meant his employees were transitioning into fall work.

**Administration
items**

**Report on
upcoming
administration
items**

City Administrator Nelson explained that the Council has her Monday report if there are any questions. She reported the TH610 groundbreaking ceremony would be held on Tuesday, August 22 at 3 p.m. She stated the Council's next meeting would be held on Tuesday, September 5 due to the Labor Day holiday. She noted the Council would be holding an additional budget work session in early September.

**Items added to
the agenda**

None

Adjournment

Motion by Councilmember Hanson, seconded by Councilmember Barnett, to adjourn to the regular City Council meeting on September 5, 2023 at 7:30 p.m. Upon call of the motion by Mayor Steffenson, there were five ayes and

no nays. Motion carried.

The meeting was adjourned at 8:36 p.m. by Mayor Steffenson.

Respectfully submitted,

Heidi Nelson
City Administrator